

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

*In re*

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*,

Debtors.<sup>1</sup>

PROMESA  
Title III

No. 17 BK 3283-LTS

(Jointly Administered)

*In re*

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO SALES TAX FINANCING  
CORPORATION (“COFINA”),

Debtor.

PROMESA  
Title III

No. 17 BK 3284-LTS

**AMENDED INFORMATIVE MOTION OF WHITEBOX MULTI-STRATEGY  
PARTNERS LLC AND CERTAIN OF ITS AFFILIATES REGARDING ATTENDANCE  
AND REQUEST TO BE HEARD AT THE JANUARY 16-17, 2019 HEARING**

To the Honorable United States District Court Judge Laura Taylor Swain:

Whitebox Multi-Strategy Partners LLC and certain of its affiliates (“Whitebox”) submit this informative motion pursuant to the Court’s *Order Regarding Procedures for Attendance, Participation and Observation of January 16, 2019 Hearing Regarding (1) the 9019 Settlement Approval Motion, (2) COFINA Plan of Adjustment Confirmation Motion, and (3) Dispute*

<sup>1</sup> The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the “Commonwealth”) (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (“COFINA”) (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (“HTA”) (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (“ERS”) (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority (“PREPA”) (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747).

*Regarding Section 19.5 of Plan* (Case No. 17-03283-LTS, Dkt. No. 4647) (the “Order”),<sup>2</sup> and respectfully states as follows:

1. Andrew K. Glenn of Kasowitz Benson Torres LLP, counsel to Whitebox, intends to appear in person at the Puerto Rico courtroom and seeks to be heard in connection with the 19.5 Dispute.

2. Trevor J. Welch of Kasowitz Benson Torres LLP, counsel to Whitebox, intends to appear in person at the Puerto Rico courtroom and reserves the right to be heard in connection with the 19.5 Dispute.

3. Shai Schmidt of Kasowitz Benson Torres LLP, counsel to Whitebox, intends to appear in person at the Puerto Rico courtroom and reserves the right to be heard in connection with the 19.5 Dispute.

4. Moraima Ríos Robles of Arroyo & Ríos Law Offices PSC, local counsel to Whitebox, intends to appear in person at the Puerto Rico courtroom.

5. Whitebox reserves its right to (i) present electronic demonstratives in connection with the 19.5 Dispute; (ii) cross-examine Daniel P. Goldberg and Robert P. Fishman regarding the matters set forth in their declarations dates January 2, 2019, which The Bank of New York Mellon filed on January 14, 2019 in support of its position in the 19.5 Dispute (Dkt. Nos. 412, 413 in Case No. 17-3284-LTS); and (iii) be heard on any matter presented to the Court and to respond to any statements made by any party in connection with the Hearing Matters to the extent it impacts COFINA or Whitebox’s interests.

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<sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Order.

DATED: January 14, 2019

**KASOWITZ BENSON TORRES LLP**

By: /s/ Andrew K. Glenn

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(admitted *pro hac vice*)  
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By: /s/ Moraima S. Ríos Robles

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*Attorneys for Whitebox Multi-Strategy Partners, L.P.  
and Certain of its Affiliates*

**CERTIFICATE OF SERVICE**

I hereby certify that on this date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notice electronically to all counsel of record, and will provide hard copies to the Court and United States Trustee as soon as practical after the filing of the foregoing, consistent with the Court's October 22, 2018 Seventh Amended Case Management Order.

*See* Dkt. No. 4086-1.

*/s/ Moraima S. Ríos Robles*  
Moraima S. Ríos Robles  
USDC-PR No. 224912